

From: [Rhotenberry, William](#)
To: [McQuiddy, David](#)
Subject: Fw: (E13611) Exxon Pipeline Mayflower Oil Spill - Waste disposal issues
Date: Monday, May 13, 2013 7:26:35 AM

Fyi

From: Ruhl, Christopher
Sent: Friday, May 10, 2013 3:50:35 PM
To: Gray, David; Edlund, Carl; Phillips, Pam
Cc: Broyles, Ragan; Petersen, Chris; Brescia, Nicolas; Spalding, Susan; Smith, Melissa; Rhotenberry, William; Potts, Mark
Subject: (E13611) Exxon Pipeline Mayflower Oil Spill - Waste disposal issues

Just a heads up on an issue that we have been working this afternoon related to waste that was generating as a result of the Mayflower spill. You may recall that last week, ADEQ sent a letter to Exxon advising them that they needed to start disposing of waste that had been staged in an Exxon owned facility located in Conway, AR. For purposes of background, liquid wastes are stored in frac tanks at the facility to not only provide storage but also allow the oil and water to separate. It is my understanding that within those tanks, the oil phase has been skimmed from the top leaving the water phase remaining in the tanks. The current waste management plan for the response requires Exxon to test the water phase to determine if it is a hazardous waste per RCRA to ensure that the waste is properly disposed of. Sample results have shown that some of the tanks contain waste subject to RCRA based on the benzene content. The plan indicates that any waste deemed a hazardous waste would have to be disposed as such. On a separate tract, Exxon had approached LDEQ to see if they could send the material to their refinery in Baton Rouge. LDEQ has since sent a letter to Baton Rouge advising them that they believe that waste is exempt from RCRA and can be sent to the refinery. As a result of this conflict in interpretation, ADEQ has requested EPA assistance. This appears to be a hot topic as senior leadership within both LDEQ and ADEQ seem to be weighing in on the issue. We are currently gathering information to better assess how the waste should be characterized. In the meantime, we have advised ADEQ that we are supportive of the current unified command waste disposal plan until we have time to get all the relevant details and make our own interpretation. This will be a multi divisional discussion (6PD, 6EN and 6SF) that will continue on Monday.

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